

UNITED STATES DISTRICT COURT**DISTRICT OF NEBRASKA****OFFICE OF THE CLERK**

Roman L. Hruska United States Courthouse

111 South 18th Plaza, Suite 1152

Omaha, NE 68102-1322

402-661-7350

Fax: 402-661-7387

Toll Free: 866-220-4381

www.ned.uscourts.gov

Lincoln Office:

Denney Federal Bldg.

100 Centennial Mall North

Room 593

Lincoln, NE 68508-3803

402- 437-5225

Fax: 402- 437-5651

Toll Free: 866-220-4379

Denise M. Lucks
Clerk of CourtM. Therese Bollerup
Chief Deputy Clerk

TO: The Honorable Judge Laurie Smith Camp

FROM: Clerk, U.S. District Court
Judy Eicher

DATE: April 19, 2006

SUBJECT: 8:01CR3123 USA v Antonio Rodriguez

A party, who has already been permitted to proceed in forma pauperis, or who is financially unable to obtain adequate defense in a criminal case, has filed a Notice of Appeal. Pursuant to the third paragraph of FRAP 24(a), a party may proceed on appeal in forma pauperis without further authorization unless the district judge certifies that the appeal is not taken in good faith or finds that the party is otherwise not entitled to proceed on appeal in forma pauperis. The district judge shall state in writing the reasons for such a certification or finding.

In order for the Clerk's office to process this appeal, please advise our office how you intend to proceed:

- No order will be entered in this direct criminal appeal, and the party is permitted to proceed on appeal in forma pauperis.
- An order will be entered finding that the party is not entitled to proceed in forma pauperis.
- An order will be entered, and the party is permitted to proceed on appeal in forma pauperis.
- An order will be entered in this § 2254 or § 2255 case regarding Certificate of Appealability.

Dated this 19th day of April, 2006.

s/ Laurie Smith Camp
United States District Judge

Additional Requirement for State Habeas or 2255 Cases

Pursuant to Rule 22(b) of the Rules of Appellate Procedure and 28 U.S.C. § 2253 (c), the district judge who rendered the judgment shall either issue a certificate of appealability or state the reasons why such a certificate should not be issued.

Transmission of the Notice of Appeal to the Court of Appeals will be delayed until this court rules on the in forma pauperis status and the certificate of appealability.